

VETERINARY MEDICINE BOARD[811]

Adopted and Filed

Pursuant to the authority of Iowa Code section 169.5, the Iowa Board of Veterinary Medicine hereby amends Chapters 1 through 7 and 9 through 14, Iowa Administrative Code.

The amendments set out the discipline standards in Chapter 10. The civil penalties that could be imposed are increased. Additionally, financial responsibility for disciplinary actions may be imposed.

Increases in fees are made in Chapter 6. Application requirements, licensing and the licensing fee structure for veterinarians are revised. The description of the Veterinary Medicine Board organization is revised, and updated definitions are provided in Chapter 1.

Notice of Intended Action was published in the April 23, 2008, Iowa Administrative Bulletin as **ARC 6747B**. A public hearing was held on May 27, 2008, and written comments were received. An Amended Notice of Intended Action was published in the June 18, 2008, Iowa Administrative Bulletin as **ARC 6863B**. A public hearing was held on July 9, 2008. No public comments were made, and one written comment was received.

Two clarifications have been made to the amendments published in the Amended Notice of Intended Action.

First, in Item 2, rule 811—1.1(17A,169) has been changed to provide that the Board member who is a licensed technician is considered “credentialed” instead of “licensed.” Rule 811—1.1(17A,169) now reads as follows:

“811—1.1(17A,169) Organization and duties. The board of veterinary medicine shall consist of five members, three of whom shall be licensed veterinarians and two of whom shall not be licensed veterinarians and who shall represent the general public. One public member may be a graduate of an AVMA-accredited school of veterinary technology and be credentialed in Iowa as a veterinary technician. The state veterinarian shall serve as secretary. The board may administer examinations to applicants for a license or temporary permit to practice veterinary medicine and to applicants for licenses or certificates for auxiliary personnel. The board shall investigate and discipline, as necessary, persons for whom credentials have been issued or who are engaged in an activity regulated by the board.”

Second, in Item 62, in rule 811—12.2(169), introductory paragraph, and subrule 12.2(2), the phrase “drug and immunization” was added before the word “products.” The introductory paragraph of rule 811—12.2(169) and subrule 12.2(2) now read as follows:

“811—12.2(169) Extra-label use of veterinary drugs and immunization products. Any extra-label use of veterinary drug and immunization products shall be by or under the order of a licensed veterinarian only and shall be subject to the following criteria:”

“12.2(2) For drugs used in animals not intended for food, there are no marketed drug and immunization products specifically labeled for the conditions diagnosed; or in the veterinarian’s clinical judgment the labeled dosage is inappropriate for the condition or the extra-label use should result in a better outcome for the patient.”

The Board of Veterinary Medicine adopted these amendments on August 28, 2008.

These amendments are intended to implement Iowa Code chapters 169 and 272C.

These amendments shall become effective on October 29, 2008.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [amendments to Chs 1 to 7, 9 to 14] is being omitted. With the exception of the changes noted above, these amendments are identical to those published under Amended Notice as **ARC 6863B**, IAB 6/18/08.

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[For replacement pages for IAC, see IAC Supplement 9/24/08.]